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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

IN RE: HIGH-TECH EMPLOYEE  
ANTITRUST LITIGATION

THIS DOCUMENT RELATES TO:

ALL ACTIONS

Master Docket No. 11-CV-2509-LHK

**JOINT CASE MANAGEMENT  
CONFERENCE STATEMENT**

Date: August 8, 2013  
Time: 1:30 p.m.  
Courtroom: 8, 4th Floor  
Judge: The Honorable Lucy H. Koh

1 The parties submit this joint statement for the August 8, 2013 Case Management  
2 Conference.

3 **I. Case Progress**

4 Since the May 15, 2013 Case Management Conference, the case has progressed as  
5 follows:

6 The parties filed a Joint Discovery Status Report on May 17, 2013, in which Plaintiffs  
7 updated the Court regarding completion of discovery regarding Sheryl Sandberg (Dkt. 423). Also  
8 on May 17, 2013, Defendants submitted a joint response to the administrative motion to file under  
9 seal portions of Plaintiffs' Supplemental Motion in Support of Class Certification and Related  
10 Documents (Dkt. 424) along with supporting declarations.

11 The parties submitted a Joint Mediation Status Report on May 22, 2013, confirming their  
12 agreement to mediate with David Rotman on June 26, 2013 (Dkt. 435).

13 The parties filed a Joint Discovery Status Report on May 28, 2013, confirming "no  
14 pending discovery issues or disputes," and requesting "that the Court relieve the parties of their  
15 obligations to submit weekly joint discovery status reports" (Dkt. 436).

16 The Court granted this request (Dkt. 437).

17 On June 21, 2013, Defendants filed their Opposition to Plaintiffs' Supplemental Motion  
18 for Class Certification (Dkt. 439) along with the Supplemental Expert Report of Professor Kevin  
19 M. Murphy (Dkt. 440) and the Expert Report of Kathryn Shaw, Ph.D. (Dkt. 442). Defendants  
20 also filed on that day an administrative motion, along with supporting declarations, to seal  
21 portions of their opposition brief and related papers.

22 On June 26, 2013, the parties conducted a full day of mediation with David Rotman.

23 Co-Lead Class Counsel notified the Court of their settlement agreement with Defendants  
24 Lucasfilm and Pixar on July 12, 2013 (Dkt. 453).

25 On July 12, 2013, Plaintiffs filed their Reply in support of their Supplemental Motion for  
26 Class Certification (Dkt. 455).

1 On July 14, 2013, the Court requested briefing regarding the impact of the settlements, if  
2 any, on Plaintiffs' pending Supplemental Motion for Class Certification (Dkt. 460), and each side  
3 submitted a brief on July 26, 2013 (Dkt. 483 and 484).

4 The parties provided a Joint Status Report regarding their mediation on July 19, 2013  
5 (Dkt. 468).

6 On July 19, 2013, Pursuant to Local Rule 7-3(d), Defendants Adobe, Apple, Google, Intel  
7 and Intuit filed Objections to Evidence in Plaintiffs' Reply in Support of the Supplemental  
8 Motion for Class Certification (Dkt. 469). On July 19, 2013, Defendants also filed responses to  
9 Plaintiffs' administrative motion to seal portions of Plaintiffs' reply papers (Dkts. 461 & 462),  
10 along with supporting declarations. On July 23, 2013, Plaintiffs filed an Administrative Motion  
11 to Enforce Local Rule 7-3(d)(1) and Strike Defendants' Objections (Dkt. 479). On July 28, 2013,  
12 Defendants Adobe, Apple, Google, Intel and Intuit opposed Plaintiffs' Administrative Motion  
13 (Dkt. 485).

14 On July 30, 2013, Co-Lead Class Counsel notified the Court of their settlement agreement  
15 with Defendant Intuit (Dkt. 489).

## 16 **II. Case Management**

17 The Court's May 15, 2013 Case Management Order sets forth the major deadlines for the  
18 litigation of the case through trial (Dkt. 421).

19 Plaintiffs, Intuit, Lucasfilm and Pixar are working on the documentation of the settlement  
20 agreements and related documents. Given the number of documents and parties involved, it is  
21 difficult to predict exactly when that process will be completed. As soon as practicable, Plaintiffs  
22 will file a motion for preliminary approval.

1 Dated: August 1, 2013

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10 **ATTESTATION:** Pursuant to General Order 45, Part X-B, the filer attests that concurrence in  
11 the filing of this document has been obtained from all signatories.  
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